O/C

DRAFT.I

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – ACB Trap Case - Sri D.K.Ramanjaneyulu, VRO – Trapped by ACB on 31.05.2002 – Proved in TDP inquiry – Dismissal orders issued – Charged Officer filed OA – APAT – Smt D.K.Jayalakshmi, W/o (Late) D.K.Ramanjaneyulu represented to implement the orders of Hon'ble High Court – Government filed Writ Appeal - APHC uphold the orders of the Further orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.VII) DEPARTMENT

G.O.Rt.No. 392 Dated:04/07/2023

Read the following:

1. G.O. *Ms.No.363 PR & RD (Vig.III) Dept, Dt: 09.11.2012.*
2. Orders of the APAT in O.A.No.9090 of 2012 dt. 13.08.2014
3. Orders of Hon'ble High Court of Andhra Pradesh, Amaravathi in W.P.No.11399 of 2015, dated 28.03.2022
4. Representation of Smt. D.K.Jayalakshmi, W/o (Late), D.K.Ramanjaneyulu, Dt.27.04.2022

<<<>>>

Whereas, Sri D.K. Ramanjaneyulu while working as Panchayat Secretary, Bhyrasamudram GP, was trapped by ACB Authorities for demanding and accepting bribe amount of Rs. 1000/- on 31.05.2002. The case was entrusted to the Tribunal for Disciplinary Proceedings. The TDP after conducting the enquiry submitted it's report to the Government on 14.12.2006, holding that the charged officer is guilty of the charge. The Government, after examining the matter issued orders vide G.O. Ms. No. 363, Panchayat Raj & Rural Development (Vig.III) Department, Dated: 09.11.2012 dismissing Sri D.K. Ramanjineyulu, former Panchayat Secretary, Bhyrasamudram Gram Panchayat, Bramhasamudram Mandal of Ananthapuram District from service with immediate effect.

2. Aggrieved by the dismissal orders, Sri D.K. Ramanjineyulu filed O.A.No.9090 of 2012 and the Hon'ble Andhra Pradesh Administrative

Tribunal, Hyderabad has passed the Interim Relief orders, dated:21.11.2012 in O.A.No.9090 of 2012 as follows :

> "Pending disposal of the O.A., the impugned orders of the 1st respondent (Govt. of A.P. rep. by its Prl. Secretary to Govt., PR & RD (Vig.III) Dept., in G.O. Ms. No. 363, dated: 09.11.2012 and the consequential communication of the 3rd respondent (District Collector (Panchayat Wing), Anantapur in Rc.No.A4/3173/2002, dated:12.11.2012 are suspended and the respondents are directed to **continue the applicant in the present position."**

3. Further, the APAT in it's final orders dt.13.08.2014, observed and ordered:

> *"..... In view of the above fatal infirmities, the impugned order issued in G.O. Ms.No.363 PR & RD (Vig.III) Department, dated: 09.11.2012 is held to be bad in law and in view of the conclusion arrived at above the relief sought by the applicant deserves to be granted.*
>
> *..... Accordingly, the O .A . is allowed and the impugned G.O. Ms. No.363 PR & R D (Vig . III) Department , dated: 09.11.2012 is set aside. VMAs dismissed CA & MA closed.No costs".*

4. Aggrieved by the APAT orders, the Government have filed WP.No.11399 of 2015. While it so, on 03.06.2018 Sri D.K. Ramanjaneyulu, Village Revenue Officer (Under dismissal orders from service) was expired.

5. The Hon'ble High Court of A.P. vide their order dt.28-03-2022 *not inclined to meddle with the order passed by the Tribunal and accordingly* dismissed the said Writ Petition filed by the Government..

6. In the reference 4th cited, Smt D.K.Jayalakshmi, W/o D.K.Ramanjaneyulu, Former Panchayat Secretary has submitted a representation to the Government with a request to implement the orders of Hon'ble APAT in the O.A.No.9090/2012 dt: 13-08-2014, duly considering the orders of the Hon'ble High Court of Andhra Pradesh, Amaravathi in W.P.No.11399 of 2015, dated 28.03.2022 and to sanction Pension and other benefits.

7. After detailed examination of the matter, Government hereby decided and accordingly ordered to implement the above mentioned

orders the Hon'ble APAT as well as Hon'ble High Court and the orders issued in *G.O.*Ms.No.363 PR & RD (Vig.III) Department, dated: 09.11.2012 are hereby withdrawn.

8. The Commissioner of PR&RD, A.P., Tadepalli, Guntur shall take necessary further action in the matter accordingly.

B Rajsekhar I A S
#ApprovedByDesination#

To
The Commissioner PR&RD Tadepalli Guntur.
Copy to:
The District collector, Anantapuram
The District Panchat Officer, Anantapur.
Sf/Sc

3 Copies DISPATCHED DEPT. DATED

//FORWARDED::BY ORDER// SECTION OFFICER

DRAFT.II

GOVERNMENT OF ANDHRA PRADESH
PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.VII) DEPARTMENT

U.O.Note.No:1715610/VIG-VII/2023 **Dated:04/07/2023**.

Sub:-Public Services – ACB Case – Trap Case - Sri D.K.Ramanjaneyulu, VRO – Trapped by ACB on 31.05.2002 – Proved in inquiry – Government issued Dismissal orders – Charged Officer filed OA – Government filed Writ Appeal - APHC uphold the orders of the APAT – Smt D.K.Jayalakshmi, W/o (Late) D.K.Ramanjaneyulu represented to implement the orders of Hon'ble High Court – Representation, note file furnished for taking further action as per rules with due examination - Reg.

Ref:-1. G.O. Ms.No.363 PR & RD (Vig.III) Dept, Dt: 09.11.2012.
2. Orders of the APAT in O.A.No.9090 of 2012 dt. 13.08.2014
3. Orders of Hon'ble High Court of Andhra Pradesh, Amaravathi in W.P.No.11399 of 2015, dated 28.03.2022
4. Representation of Smt. D.K.Jayalakshmi, W/o (Late), D.K.Ramanjaneyulu, Dt.27.04.2022.
5. G.O.Rt.No..... PR&RD(Vig.VII)Dept.,dt. -07-2023.